

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

RICHARD SIMKINS, III,

Plaintiff,

vs.

CHRISTOPHER MCINTOSH, *et al.*,

Defendants.

: Case No. 3:19-cv-227
:
:
:
: District Judge Walter H. Rice
: Magistrate Judge Peter B. Silvain, Jr.
:
:
:
:
:

DECISION AND ENTRY

The Court has reviewed the Report and Recommendations of United States Magistrate Judge Peter B. Silvain, Jr. (Doc. #111), to whom this case was originally referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations.

It is therefore **ORDERED** that:

1. Defendant Blake's Motion for Judgment on the Pleadings (Doc. #96) is **GRANTED**; and
2. All claims against Defendant Joseph Blake, M.D., are **DISMISSED**.

August 17, 2021



Walter H. Rice
United States District Judge